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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/631,884	07/29/2003	David S. Taubman	10991918-2	1836

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HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, CO 80527-2400

EXAMINER

CHEN, WENPENG

ART UNIT	PAPER NUMBER
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2624

MAIL DATE	DELIVERY MODE
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06/01/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/631,884

Applicant(s)

TAUBMAN, DAVID S.

Examiner

Wenpeng Chen

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 24 January 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-10 and 12-18 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-10 and 12-18 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

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Examiner Statement

1. The Office Action paper #20060522, which was originally mailed on 5/25/2006, is re-mailed to the Applicant per the instruction of Decision of Petition dated 5/1/2007.

Conclusion

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Wenpeng Chen whose telephone number is 571-272-7431. The examiner can normally be reached on 8:30 am - 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bhavesh Mehta can be reached on 571-272-7453. The fax phone numbers for the organization where this application or proceeding is assigned are 571-273-8300 for regular communications and 571-273-8300 for After Final communications. TC 2600's customer service number is 571-272-2600.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 571-272-2600.

Wenpeng Chen
Primary Examiner
Art Unit 2624

May 24, 2007



(re-mailed)

Office Action Summary

Application No.

10/631,884

Applicant(s)

TAUBMAN, DAVID S.

Examiner

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Status

- 1) ☒ Responsive to communication(s) filed on 17 March 2006.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

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Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

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Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

Examiner's Remarks

1. Applicant's amendments filed on 3/17/06 overcome the following set forth in paper #20051207 mailed on 12/19/2005:

-- objection to claims (paragraph 2.)

2. Applicant's terminal disclaimer filed on 3/17/06 overcome the following set forth in paper #20051207 mailed on 12/19/2005:

-- rejection to Claims 1-5 and 12-18 on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-8 of U.S. Patent No. 6,658,159);

-- rejection to Claims 6-10 on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-4 of U.S. Patent No. 6,658,159 in view of JPEG2000.

3. Applicant's declaration under 37 CFR 1.131 filed on 3/17/06 disqualifies (1) "JPEG 2000 IMAGE CODING SYSTEM," JPEG 2000 Final committee draft version 1.0, 16 March 2000" and (2) Budge et al. (US Patent Application Publication 2002/0080408) as prior art. As a consequence, the Examiner withdraws the following set forth in paper #20051207 mailed on 12/19/2005:

-- rejections to Claims 1-10 and 12-18 under 35 U.S.C. 102(a) as being anticipated by "JPEG 2000 IMAGE CODING SYSTEM," JPEG 2000 Final committee draft version 1.0, 16 March 2000";

-- rejections to Claims 1-10 and 12-18 under 35 U.S.C. 103(a) as being unpatentable over the admitted prior art (pages 2-3, last paragraph in page 7) in view of Schwartz et al. (US patent 5,815,097) and Budge et al. (US Patent Application Publication 2002/0080408.)

4. A new ground of rejection is provided below. This Action is made non-final due to the declaration under 37 CFR 1.131.

Claim Rejections - 35 USC § 103

5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claims 1-10 and 12-18 are rejected under 35 U.S.C. 103(a) as being unpatentable over the admitted prior art (pages 2-3, last paragraph in page 7) in view of Christopoulos et al. (WO 99/16250.)

a. With regard to Claims 1-10, the admitted prior art (pages 2-3) disclosed the JPEG 2000 algorithm that teaches method and system for compressing image data, comprising the steps/components for:

-- decomposing the image data into code-blocks of coefficients using a transform, each code-block comprising a plurality of bit-planes from a most significant bit-plane to a least significant bit-plane; (page 3)

-- forming an encoded bit-stream by coding bit-planes of coefficient data in the code-blocks according to an arithmetic coding scheme in order to form an encoded bit-stream; (page 3)

-- wherein the arithmetic coding scheme operates in a plurality of coding passes; (page 3; Each coding of a bit plane is a pass.)

-- wherein the method for compressing image data is based on embedded block coding with optimized truncation and employs a Wavelet transform. (The last paragraph in page 7 of the present specification admitted that EBCOT is a prior art as published in the document N 1020R on 10/21/1998.)

The system cited in JPEG 2000 Image Coding System document (page 2) implicitly teaches all components to implement the above features.

However, the admitted prior art does not teach the feature that "coefficient data from at least one bit-plane is included in the encoded bit-stream without arithmetic coding."

Christopoulos teaches a compression system and method:

-- coefficient data from at least one bit-plane is included in the encoded bit-stream without arithmetic coding. (last paragraph, page 2; paragraph 2, page 3; paragraph 1, page 9; paragraphs 2 and 5, page 11; Fig. 2; The coding is done in a bit-plane basis and applicable to wavelet transformed coefficients. The raw bits are included in the encoded bit-stream without

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arithmetic coding because there is little to gain. Fig. 2 shows that there are 4 rawbits in the LSB side.)

It is desirable for reducing unnecessary coding operations to simplify and speed up coding process. It would have been obvious to one of ordinary skill in the art, at the time of the invention, to apply Christopoulos' teachings to bypass arithmetic coding of the K least significant bit-planes of the data taught in the admitted prior art, because the combination provides an advantage of reducing the entropy coding operations. Accordingly, the combination teaches:

-- wherein the arithmetic coding scheme operates in a plurality of coding passes, and wherein at least one of the arithmetic coding passes for the coefficient data from said at least one bit-plane is not performed during the image data compression;

-- wherein coefficient data from bit-planes $p < p_0 - K$ are written directly into the encoded bit-stream without arithmetic coding, wherein p_0 denotes the most significant bit-plane of the code block in which any sample therein becomes contextually significant during arithmetic coding and K is an integer parameter; (In the combination, the N-K bit-planes are arithmetic coded.)

- wherein K includes 3, (It is well known that a pixel usually has 8 bits. Schwartz teaches in column 11, lines 21-27 that three or four entropy coding operations are performed on the amplitude data.)

The combinations as cited above also teach the system Claims 6-10.

b. With regard to Claim 12, because (1) each code-block taught in the admitted prior art is coded and transmitted one by one and (2) the combination teaches coding each code-block with and without arithmetic coding, the combination also teaches the feature that arithmetically coded bit-plane data is interleaved with the bit plane coefficient data included in the bit-stream without arithmetic coding.

c. With regard to Claims 13-18, the admitted prior art (pages 2-3) disclosed the JPEG 2000 algorithm that teaches method and system for compressing image data, comprising the steps/components for:

- decomposing the image data into code-blocks of coefficients using a transform, each code-block comprising a plurality of bit-planes from a most significant bit-plane to a least significant bit-plane; (page 3)

- processing bit-planes of coefficient data in the code blocks in multiple coding passes to generate raw bit-plane data; (page 3; block 22 of Fig. 1; Each coding of a bit plane is a pass.)

- coding bit-planes of coefficient data in the code-blocks according to an arithmetic coding scheme in order to form an encoded bit-stream; (page 3)

- wherein the arithmetic coding scheme operates in a plurality of coding passes; (page 3; block 22 of Fig. 1.)

- wherein the method for compressing image data is based on embedded block coding with optimized truncation and employs a Wavelet transform. (The last paragraph in page 7 of the present specification admitted that EBCOT is a prior art as published in the document N 1020R on 10/21/1998.)

The system cited in JPEG 2000 Image Coding System document (page 2) implicitly teaches all components to implement the above features.

However, the admitted prior art does not teach the recited features related to (1) "the step of coding a portion of raw bit-plane data" and "the step of writing coded data and raw data not arithmetic coded into a bit-stream."

Christopoulos teaches a compression system and method:

-- coefficient data from at least one bit-plane is included in the encoded bit-stream without arithmetic coding. (last paragraph, page 2; paragraph 2, page 3; paragraph 1, page 9; paragraphs 2 and 5, page 11; Fig. 2; The coding is done in a bit-plane basis and applicable to wavelet transformed coefficients. The raw bits are included in the encoded bit-stream without arithmetic coding because there is little to gain.)

It is desirable for reducing unnecessary coding operations to simplify and speed up coding process. It would have been obvious to one of ordinary skill in the art, at the time of the invention, to apply Christopoulos' teachings to bypass arithmetic coding of the K least significant bit-planes of the data taught in the admitted prior art, because the combination provides an advantage of reducing the entropy coding operations. Accordingly, the combination teaches:

-- arithmetically coding a portion (the most-significant-bit bit-planes) of raw bit-plane data to generate arithmetically coded data;

-- writing the arithmetically coded data and the raw bit-plane data not arithmetically coded (K least-significant-bit bit-planes) directly into a bit-stream, wherein these two data are interleaved; (Because (1) each code-block taught in the admitted prior art is coded and transmitted one by one and (2) the combination teaches coding each code-block with and without arithmetic coding, the combination also teaches the feature that arithmetically coded bit-plane

data is interleaved with the bit plane coefficient data included in the bit-stream without arithmetic coding.)

-- wherein raw bit-plane data generated during at least one coding pass for a prescribed class (the class of least-significant-bit bit-planes) of bit-planes is written directly into the bit-stream;

-- wherein raw bit plane data generated during at least one coding pass for bit-planes $p < p_0 - K$ is written directly into the encoded bit-stream, wherein p_0 denotes the most significant bit-plane of the code block in which any sample therein becomes contextually significant during arithmetic coding and K is an integer parameter; (In the combination, the $N - K$ bit-planes are arithmetic coded in the amplitude coding pass.)

- wherein K includes 3. (It is well known that a pixel usually has 8 bits. Schwartz teaches in column 11, lines 21-27 that three or four entropy coding operations are performed on the

Conclusion

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Wenpeng Chen whose telephone number is 571-272-7431. The examiner can normally be reached on 8:30 am - 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bhavesh Mehta can be reached on 571-272-7453. The fax phone numbers for the organization where this application or proceeding is assigned are 571-273-8300 for regular

Application/Control Number: 10/631,884
Art Unit: 2624

Page 9

communications and 571-273-8300 for After Final communications. TC 2600's customer service number is 571-272-2600.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 571-272-2600.

Wenpeng Chen
Primary Examiner
Art Unit 2624

May 22, 2006

A handwritten signature in black ink, appearing to read 'Wenpeng Chen', with a long horizontal flourish extending to the right.